

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

NORFOLK TRANSMISSION &	)	CASE NO.: 8:16-cv-489
MUFFLER SERVICE, INC,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	
	)	
OWNERS INSURANCE	)	
COMPANY,	)	
	)	
Defendant.	)	
<hr/>		

**NOTICE OF STIPULATION REGARDING  
DEFENDANT'S MOTION FOR SUMMARY JUDGMENT**

COMES NOW, the Plaintiff, NORFOLK TRANSMISSION & MUFFLER SERIVCE, INC. (“Norfolk Transmission” or “Plaintiff”) and Defendant, OWNERS ISNURANCE COMPANY’s, (“Owners” or “Defendant”) to provide notice to the Court a stipulation entered into between the parties related to Defendant’s Motion for Summary Judgment filed on May 22, 2018.

1. On May 22, 2018, Defendant filed its Motion for Summary Judgment related to Plaintiff’s bad faith cause of action.
2. On June 6, Defendant requested and Plaintiff agreed to the entering of new scheduling order given personal circumstances of Defendant’s counsel.
3. Plaintiff’s response to Defendant’s Motion for Summary Judgment was due on June 11, 2018.
4. The parties have agreed to allow Plaintiff an additional ten days to respond to Defendant’s Motion for Summary Judgment. Hence, Plaintiff will file its response by June 21, 2018.

5. The parties have agreed to allow Defendant an additional ten days to file its Reply, if deemed necessary.

6. This Stipulation was not made for purposes of delay and no prejudice will be suffered by the parties given the new scheduling order that will be issued moving the trial date in this matter.

WHEREFORE the Plaintiff, NORFOLK TRANSMISSION & MUFFLER SERVICE, INC., and Defendant, OWNERS INSURANCE COMPANY'S respectfully provide Notice to the Court of its joint stipulation.

**Dated this 11<sup>th</sup> day of June, 2018.**

/s/ Larry E. Bache, Jr.

Larry E. Bache, Jr.  
**MERLIN LAW GROUP, P.A.**  
777 S. Harbor Island Blvd., Suite 950  
Tampa, Florida 33602  
Telephone: (813) 229-1000  
Facsimile: (813) 229-3692  
[lbache@merlinlawgroup.com](mailto:lbache@merlinlawgroup.com)

and

/s/ Matthew Saathoff

Matthew P. Saathoff #24321  
SAATHOFF LAW GROUP, PC LLO  
14707 California Street, Suite #1  
Omaha, Nebraska 68154  
Telephone: (402) 333-8488  
Facsimile: (402) 333-8020  
Email: [matt@saathofflaw.com](mailto:matt@saathofflaw.com)  
*Attorneys for Plaintiff*

/s/ Michael T. Gibbons

Micheal T. Gibbons  
**WOODKE & GIBBONS, P.C., L.L.O.**